

Exhibit A

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

JOHN BRADLEY,
Plaintiff,

VS.

Civil Action No.

TIMOTHY J. CRUZ (Individually), 1:13-cv-12927

MICHAEL HORAN (Individually),

FRANK J. MIDDLETON (Individually),

and OFFICE OF THE DISTRICT

ATTORNEY FOR PLYMOUTH COUNTY,

Defendants.

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DEPOSITION OF JOHN BRADLEY

March 24, 2015

10:22 a.m.

Mintz, Levin, Cohn, Ferris, Glovsky & Popeo, P.C.

One Financial Center

Boston, Massachusetts

Susan A. Romano, RMR, CRR, CSR #119393

1 Q. And when did you do this in connection  
 2 with your termination?  
 3 A. The day after I was fired.  
 4 Q. So you were fired on a Friday.  
 5 A. Yes.  
 6 Q. Is that right?  
 7 And on a Saturday you come back into the  
 8 Plymouth County DA's Office, right?  
 9 A. Yes.  
 10 Q. So you're in there on a Saturday, and you  
 11 still have keys to the office, right?  
 12 A. Yes. I had asked to clean out my stuff  
 13 on Monday, and I was told by Mr. Horan that he  
 14 didn't think that was a good idea. So I said,  
 15 "Well, when would you like me to do it?" And he  
 16 suggested I come in over the weekend.  
 17 Q. Right. And did anybody meet you there,  
 18 or did you just do --  
 19 A. No.  
 20 Q. -- it yourself?  
 21 A. No.  
 22 Q. And so who did you tell at the Plymouth  
 23 County DA's Office that you were not only going to  
 24 clean out your desk and the like but you're going to

1 go into Timothy Cruz's office and search for  
 2 documents?  
 3 A. Well, I didn't plan to do it, so I had  
 4 nobody to tell.  
 5 Q. All right. When was it that you decided  
 6 you were going to go looking into Timothy Cruz's  
 7 office?  
 8 A. While I was in the process of cleaning  
 9 out my stuff.  
 10 Q. And what made you decide to go into  
 11 somebody else's office and look for information?  
 12 A. Well, I knew that they were probably in  
 13 there, those memos were in there, because Mike Horan  
 14 had told me about them, and he had told me that I  
 15 was referenced in them. And I was concerned that  
 16 those memos would be destroyed or not provided in  
 17 the event that I decided to file a lawsuit.  
 18 MR. SINSHEIMER: Interestingly  
 19 enough, we never got them in discovery until two  
 20 weeks --  
 21 MR. COHEN: Can we save the dialogue  
 22 for another time?  
 23 MR. SINSHEIMER: Sure. I'll even  
 24 give you an extra two minutes in case you get mad.

1 BY MR. COHEN:  
 2 Q. So when did Mike Horan tell you about  
 3 these memos?  
 4 A. Sometime in, I'd say, the spring or  
 5 summer of 2012.  
 6 Q. And what did Mr. Horan tell you about  
 7 these memos?  
 8 A. He told me that they -- the Middletons  
 9 had written these memorandums in response to  
 10 Ms. O'Sullivan's written complaint, which was filed  
 11 at his behest, that they were written to Tim and  
 12 that they contained references to me in certain  
 13 portions as well.  
 14 Q. Did you look in anybody else's offices  
 15 besides Timothy Cruz for these memos?  
 16 A. No.  
 17 Q. Did you look in Frank Middleton's office?  
 18 A. No. Mike told me that Tim had them.  
 19 Q. Okay. So other than in Mr. Cruz's  
 20 office, there's no other office that you looked at  
 21 for these memos. Is that right?  
 22 A. That's right.  
 23 Q. All right. And so tell us what you did,  
 24 Mr. Bradley, to find the memos. What did you look

1 at?  
 2 A. I just looked in a drawer, and if you  
 3 were behind his desk, it was a drawer to the  
 4 right-hand side, and I saw a manila envelope. I  
 5 opened it up, and there they were.  
 6 Q. Did you look at anything else?  
 7 A. No.  
 8 Q. So you just happened -- the first thing  
 9 you ended up finding was the manila envelope  
 10 containing these memos.  
 11 A. That's right.  
 12 Q. And then what did you do next?  
 13 A. I read the first page, and I kind of  
 14 thumbed through them. There were attachments to  
 15 them, at least one of them, and I saw my initials on  
 16 an attachment. And I went out to the copy machine  
 17 and copied them, and then I put them back.  
 18 Q. And who did you tell that you took these  
 19 documents?  
 20 A. I --  
 21 MR. SINSHEIMER: Other than counsel.  
 22 A. I told my wife, and I told  
 23 Ms. O'Sullivan.  
 24 Q. And to whom have you provided copies of

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |
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| <p style="text-align: right;">Page 181</p> <p>1 these documents you took from Timothy Cruz's office?</p> <p>2 A. I just provided -- I kept the copies of</p> <p>3 the pages that reference me, and I gave them to my</p> <p>4 attorney, and I gave the memos to Ms. O'Sullivan.</p> <p>5 Q. Okay. So if I understand the sequence of</p> <p>6 events, you get fired; you then go the next day to</p> <p>7 clean out your desk; you decide to search for</p> <p>8 evidence supporting your case in Mr. Timothy Cruz's</p> <p>9 office; you then find that information; you then</p> <p>10 send some of it to Ms. O'Sullivan as well. Is that</p> <p>11 right?</p> <p>12 MR. SINSHEIMER: Object to the form</p> <p>13 of the question.</p> <p>14 You can answer.</p> <p>15 A. Yes.</p> <p>16 Q. By the way, Mr. Bradley, do you think</p> <p>17 what you did was right?</p> <p>18 MR. SINSHEIMER: Object to the form</p> <p>19 of the question.</p> <p>20 MR. COHEN: Okay.</p> <p>21 MR. SINSHEIMER: Give me a second.</p> <p>22 I'm going to let him answer it, but I'm going to</p> <p>23 preserve not only an objection to the form of the</p> <p>24 question but any possible privilege, any possible</p> | <p style="text-align: right;">Page 183</p> <p>1 MR. SINSHEIMER: It is. It is</p> <p>2 because it calls for a confession to a crime. It's</p> <p>3 a lot of nonsense.</p> <p>4 MR. COHEN: You can instruct him not</p> <p>5 to answer.</p> <p>6 MR. SINSHEIMER: I just did.</p> <p>7 MR. COHEN: Is he taking the Fifth</p> <p>8 Amendment?</p> <p>9 MR. SINSHEIMER: No, he's not taking</p> <p>10 the Fifth Amendment. You're going to ask a</p> <p>11 different question.</p> <p>12 MR. COHEN: I'm not going to.</p> <p>13 MR. SINSHEIMER: Then we're done for</p> <p>14 the day. It's 4:15.</p> <p>15 MR. COHEN: I want my question</p> <p>16 answered.</p> <p>17 Could you repeat it back.</p> <p>18 THE DEPONENT: Yeah. Could you</p> <p>19 repeat it back.</p> <p>20 (Record read.)</p> <p>21 A. I didn't return the copies.</p> <p>22 MR. SINSHEIMER: He didn't -- well, I</p> <p>23 object to the form of the question. Fine. We're</p> <p>24 all set for today. Nice place for you to ask, but</p> |
| <p style="text-align: right;">Page 182</p> <p>1 relevancy. It's a really interesting question. I</p> <p>2 think you have a right to the answer.</p> <p>3 Go ahead, Mr. Bradley.</p> <p>4 A. No, I don't think it was right, but at</p> <p>5 the time I was upset about being fired, and I'd say</p> <p>6 my moral compass was a little bit off.</p> <p>7 Q. And then -- so then after your immediacy</p> <p>8 of your moral compass being off, you didn't return</p> <p>9 the documents to Mr. Cruz, did you?</p> <p>10 MR. SINSHEIMER: Object to the form</p> <p>11 of the question. That's not what he said.</p> <p>12 A. Well, I did return the documents. I kept</p> <p>13 the copies.</p> <p>14 Q. I'm sorry. You didn't return the copies</p> <p>15 of the documents you stole from Mr. Cruz. Is that</p> <p>16 right?</p> <p>17 MR. SINSHEIMER: Object to the form</p> <p>18 of the question. No. No.</p> <p>19 You're not answering that question.</p> <p>20 MR. COHEN: Why?</p> <p>21 MR. SINSHEIMER: Because I already</p> <p>22 told you we're not using the word "stole."</p> <p>23 MR. COHEN: It's not up to you to</p> <p>24 decide what words I use.</p>                                     | <p style="text-align: right;">Page 184</p> <p>1 there's no jury here.</p> <p>2 MR. COHEN: We're going to suspend</p> <p>3 and find another mutual date to finish up this</p> <p>4 lovely exchange.</p> <p>5 MR. SINSHEIMER: It would be perfect</p> <p>6 if there was a jury here.</p> <p>7 (Deposition of JOHN BRADLEY suspended</p> <p>8 at 3:44 p.m.)</p> <p>9</p> <p>10</p> <p>11</p> <p>12</p> <p>13</p> <p>14</p> <p>15</p> <p>16</p> <p>17</p> <p>18</p> <p>19</p> <p>20</p> <p>21</p> <p>22</p> <p>23</p> <p>24</p>                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |